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8 Attorneys for Plaintiff  
9 IP SOLUTIONS, INC.

10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION

13 IP SOLUTIONS, INC., ) Case No. 07-CV-02774 JF (RS)  
14 Plaintiff, )  
15 vs. ) **STIPULATION AND [PROPOSED]**  
16 BANK OF AMERICA, N.A., *et al.*, ) **ORDER CONTINUING INITIAL**  
17 Defendants. ) **CASE MANAGEMENT**  
18 ) **CONFERENCE**  
19 )  
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29 TO THE COURT, TO ALL PARTIES, AND TO THE PARTIES' ATTORNEYS  
30 OF RECORD:

31 IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff, IP  
32 SOLUTIONS, INC. ("Plaintiff") and Defendants, BANK OF AMERICA, N.A. and BANK  
33 OF AMERICA TECHNOLOGY AND OPERATIONS, INC. ("Defendants") that the Case  
34 Management Conference be continued for one month from its presently-scheduled date of  
35 October 26, 2007, until after November 30, 2007, or to a later date that is convenient for  
36 the Court.

1 IT IS FURTHER HEREBY STIPULATED AND AGREED by and between  
2 Plaintiff and Defendants that, pursuant to this Stipulation continuing the Case Management  
3 Conference, the case schedule dates be modified as set forth in Exhibit A, attached hereto.  
4 Plaintiff and Defendants desire to pursue settlement opportunities in this matter and have  
5 scheduled a mediation for October 22, 2007 utilizing the services of a JAMS mediator.  
6

7 This Stipulation is therefore requested for good cause, namely, for the purposes of  
8 pursuing opportunities for settlement, and because Defendants' counsel has a trial  
9 scheduled to begin the week of November 26, 2007, and is not entered into for purposes of  
10 delay. The parties previously stipulated that Defendants be granted an additional fifteen  
11 (15) days in which to respond to Plaintiff's Complaint, up to July 27, 2007. The parties  
12 further stipulated that Defendants be granted an additional four (4) days in which to  
13 respond to Plaintiff's Complaint, up to July 31, 2007. In addition the parties stipulated that  
14 the original case management conference be continued for two months, from its originally-  
15 scheduled date of August 29, 2007. The Court issued an Order granting that continuance  
16 on August 27, 2007.  
17

18 By entering into this stipulation, neither Plaintiff nor Defendants waive any rights,  
19 claims or defenses they may have in this action. This Stipulation may be executed in  
20 counterparts and by facsimile signature, each of which, when executed, shall be an original  
21 and all of which together shall constitute one and the same stipulation. This Stipulation  
22 contains the entire agreement among the parties. The undersigned hereby consent to the  
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1 terms set forth in the foregoing Stipulation.

2 IT IS SO STIPULATED AND AGREED.

3  
4 Dated: 9/7/2007

TRIAL & TECHNOLOGY LAW GROUP  
A Professional Corporation  
Attorneys for Plaintiff  
IP SOLUTIONS, INC.

7 /s/ Robert A. Spanner  
8 By: \_\_\_\_\_  
Robert A. Spanner

9  
10 Dated: 9/27/2007

FISH & RICHARDSON, P.C.  
Attorneys for Defendants  
BANK OF AMERICA, N.A. and BANK OF  
AMERICA TECHNOLOGY AND OPERATIONS,  
INC.

13 /s/ Christina Jordan  
14 By: \_\_\_\_\_  
Christina D. Jordan

16 **DECLARATION OF CONSENT**

17 Pursuant to General Order No. 45, Section X(B) regarding signatures, I attest under  
18 penalty of perjury that concurrence in the filing of this document has been obtained from  
19 Christina D. Jordan.  
20

21 Dated: 9/20/2007

TRIAL & TECHNOLOGY LAW GROUP  
A Professional Corporation  
Attorneys for Plaintiff  
IP SOLUTIONS, INC.

24 /s/ Robert A. Spanner  
25 By: \_\_\_\_\_  
Robert A. Spanner

**ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 10/2/07

  
HONORABLE JEREMY FOGEL JUDGE OF THE  
UNITED STATES DISTRICT COURT